



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Ben-Sasson et al.
SERIAL NUMBER: 10/664,989 EXAMINER: Susan T. Tran
FILING DATE: September 17, 2003 ART UNIT: 1615
FOR: COMPOSITIONS CAPABLE OF FACILITATING PENETRATION
ACROSS A BIOLOGICAL MEMBRANE

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the present application are the following documents:

- ☒ Response to Restriction Requirement (2 pgs.); and
- ☒ Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts. The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 24348-502. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Christina K. Stock, Reg. No. 45,899
Attorneys for Applicant
Tel.: (617) 542 6000
Fax: (617) 542-2241
Customer No. 30623

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Attorney Docket No. 24348-502



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November 29, 2006
Boston, Massachusetts

RESPONSE TO RESTRICTON REQUIREMENT

This paper is in response to the Restriction Requirement mailed on October 31, 2006 in the above-referenced application. Applicants elect the invention of Group II, claims 17 and 18, drawn to a composition comprising at least one effector that is a pharmaceutically active agent, classified in class 424, subclass 451-464, without traverse. With regard to the species elections, Applicants elect the capsule composition; a bioactive molecule for the anionic impermeable molecule; imidazolium derivatives for the ionic liquid forming cation; tri-glycerides as the hydrophobic carrier; and the gastrointestinal mucosa for the biological barrier. As noted by the Examiner, claim 1 is generic. (*See* Restriction Requirement at page 6). Moreover, claims 2, 4, 11, 15-16, 22-25, 29-31, 42 and 45 read on the elected species.

Applicants understand that, upon allowance of the linking claim, the Restriction Requirement as to the linked inventions shall be withdrawn and any claims depending therefrom or otherwise requiring all of the limitations of the allowed linking claims will be rejoined and fully examined for patentability in accordance with 37 C.F.R. § 1.104. (*See* Restriction Requirement at page 3). Applicants note that the election of species is made for the purpose of examination of the claims only and that Applicants maintain the right to have the full scope of the claims, as written, examined on the merits. Further, Applicants reserve the right to prosecute the non-elected claims and species in one or more continuation or divisional applications.

With no extension, this response is due on or before November 30, 2006. Thus, Applicants believe no fees are due in connection with this filing. However, the Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to Deposit Account No. 50-0311, Ref. No. 24348-502.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Christina K. Stock". The signature is fluid and cursive, with the first name "Christina" being more legible than the last name "Stock".

Dated: November 29, 2006

~~Ivor R. Elrifi~~, Reg. No. 89,529
Christina K. Stock, Reg. No. 45, 899
Attorneys for Applicants
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241